

**DETERMINATION AND FINDINGS
FOR
SOLE SOURCE PROCUREMENT**

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| USING AGENCY: | Department of Corrections |
| CONTRACTING AGENCY: | Office of Contracting and Procurement |
| CONTRACT NO.: | DCFL-2006-D-6001 |
| CAPTION: | Comprehensive Health Care Services |
| CONTRACTOR: | Unity Health Care, Inc. |

FINDINGS

1. AUTHORIZATION

D.C. Official Code §2-354.04, 27 DCMR 1304 and 1702

2. MINIMUM NEED

The Department of Corrections of the District of Columbia (DOC) has an immediate need for full continuum health care service to provide comprehensive medical and mental health services to an estimated population of 3,000 inmates housed in the Central Detention Facility (CDF), 1901 D Street, SE, the Correctional Treatment Facility (CTF), 1901 E Street, SE, and four (4) Community Correctional Centers under the Community-Oriented Correctional Health Care (COCHC) model.

3. ESTIMATED REASONABLE PRICE

The estimated fair and reasonable price for the contract extension is twenty five million fifty nine thousand three hundred sixty dollars (\$25,059,360.00) from October 1, 2012 through September 30, 2013. The estimated price has been developed based on the monthly installment price listed in the contract that will expire on September 30, 2012.

4. FACTS WHICH JUSTIFY SINGLE AVAILABLE SOURCE PROCUREMENT

The Unity Health Care, Inc., (Unity) was awarded Contract No. DCFL-2006-D-6001 on July 19, 2006 with transition period of July 19, 2006 through September 30, 2006, and then a three-year base period with two one-year options. Under the contract, Unity provides comprehensive health care services to approximately 3,000 inmates at the District's Central Detention Facility, the Central Treatment Facility and the Community Correctional Centers (Halfway Houses). Services include intake medical evaluation and screening, primary care, specialty care, diagnostic testing, surgical services, emergency and urgent care, inpatient care,

rehabilitation/step down, dialysis, dental services, mental health services, substance abuse services and hospice care.

In anticipation of the expiration of the contract, the Office of Contracting and Procurement (OCP) together with DOC developed and issued Request for Proposals (RFP) Number DCFL-2011-R-1001 to select a contractor through a competitive process. Prior to completion of the procurement, the leadership of the Department of Corrections changed. The RFP, as issued, reflected the minimum needs of DOC as determined by the previous Director. The current Interim Director of DOC advised OCP that DOC needed to re-examine the minimum needs set forth in the RFP. In light of the budget situation at DOC and the operational environment, DOC had to determine whether the scope of work in the RFP is the most appropriate way to obtain medical services, consistent with the COCHC model. As result, the RFP was cancelled on May 13, 2011.

The District extended its contract with Unity Health Care, Inc. for a period of October 1, 2011 through September 30, 2012, allowing for the completion of the competitive procurement process for a new comprehensive health care services contract. Unity Health Care, Inc. continues to provide the same tasks as outlined in Contract No. DCFL-2006-D-6001. The District has developed a new solicitation to procure another multi-year contract for continued operations of the comprehensive health care services by the contractor. At the same time, DOC's administration changed and requirements for this procurement was changed as well. The solicitation was cancelled and a Consulting group was procured to evaluate the comprehensive health care services and develop the outlines of all requirements to be incorporated into the new solicitation.

The District has a need for continuity of operations, without interruption with the current contractor until a new long term contract can be re-solicited and awarded. The District, therefore, has a need to extend its present contract with Unity Health Care, Inc. for a period of October 1, 2012 through September 30, 2013, allowing for the completion of the competitive procurement process for a new comprehensive health care services contract. Unity Health Care, Inc. will continue to provide the same tasks as presently outlined in Contract No. DCFL-2006-D-6001.

Unity is the only Contractor who can provide the services starting October 1, 2012. As mentioned, Unity has been providing the services since 2006. These are critical health-related services that cannot be disrupted. The insufficient time to solicit a new contractor to start operations by September 30, 2012 has led to this extension with the present encumber. The District needs adequate time to complete the assessment of the most appropriate way to obtain comprehensive health care services of this complex nature. Additionally, there is insufficient time for a transition from the incumbent, Unity, to any other Contractor by September 30, 2012.

5. CERTIFICATION BY AGENCY HEAD OR DESIGNEE

I hereby certify that the above findings are correct and complete to the best of my knowledge and belief.

Thomas N. Faust
Director
Department of Corrections

Date

6. CERTIFICATION BY CONTRACTING OFFICER

I have reviewed the above findings and certify that they are sufficient to justify the use of the sole source method of procurement under the cited authority. The notice on intent to award a sole source contract was posted on OCP website and no responses were received. I recommend that the Chief Procurement Officer approve the use of the sole source procurement method for this proposed contract.

Shafiq R. Choudhary, CPM, CPPB
Contracting Officer
Office of Contracting and Procurement

Date

DETERMINATION

Based on the findings and authorization noted above, it is hereby determined that the required services be obtained through a sole source procurement. In addition it is determined that this method is in the best interest of the District.

James D. Staton, Jr.
Chief Procurement Officer
Office of Contracting and Procurement

Date